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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: John G. Babisch, et al.
Serial No.: 10/590,301
Filing Date: August 23, 2006
Title: Synergistic Anti-Inflammatory Pharmaceutical Compositions and Methods of Use
Confirmation No.: 7158
Art Unit: 1614
Docket No.: 068911-0169

CERTIFICATE OF MAILING OR TRANSMISSION

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Date: August 28, 2007

Jacqueline Andreu

Jacqueline Andreu

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TRANSMITTAL LETTER

Enclosed for filing in connection with the above-referenced patent application are the following documents:

- 1) Information Disclosure Statement (2 pages);
- 2) Information Disclosure Statement (Form 1449) (5 pages);
- 3) References cited in IDS (Form 1449) B1-B17 and C1-C60; and
- 4) Return Receipt Postcard.

There are no fees believed to be due with the filing of this Information Disclosure Statement. However, the commissioner is hereby authorized to charge any fees that may be required to our Deposit Account No. 50-1133.

Respectfully submitted,

McDermott Will & Emery LLP



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Date: August 28, 2007

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Commissioner for Patents
P.O. Box 1450
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Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Applicants and their attorney are aware of the following publications and information, listed on the attached Form PTO-1449 Form, and in accordance with 37 C.F.R. §§ 1.56 and 1.97(b) hereby submit these publications for the Examiner's consideration. According to the United States Patent and Trademark Office OG Notices: 05 August 2003, copies of cited U.S. patents and U.S. patent application publications are waived and not submitted with this Statement. Enclosed are copies of foreign references B1-B17 and other references cited as C1-C60. This Statement is being filed before the receipt of a first Office Action on the merits for the above-referenced application.

This Statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of the cited publications.

U.S. Application Serial No. 10/590,301

John G. Babisch, et al.

Filing Date: August 23, 2006

If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited document does not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

No additional costs are believed to be due in connection with the filing of this disclosure. However, please charge any necessary fees to our Deposit Account No. 50-1133.

Respectfully submitted,

McDERMOTT WILL & EMERY, LLP



Dated: August 28, 2007

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SHEET 1 OF 5

INFORMATION DISCLOSURE CITATION IN AN APPLICATION (PTO-1449)				ATTY. DOCKET NO. 068911-0169	SERIAL NO 10/590,301
				APPLICANT John G. Babisch, et al.	
				FILING DATE August 23, 2006	GROUP 1614
U.S. PATENT DOCUMENTS					
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ₂ (<i>if known</i>)		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
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/S.K./	A6	US	4,123,561	10/31/1978	Grant
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EXAMINER /Shobha Kantamneni/				DATE CONSIDERED 07/31/2008	

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INFORMATION DISCLOSURE CITATION IN AN APPLICATION			ATTY. DOCKET NO. 068911-0169	SERIAL NO 10/590,301		
			APPLICANT John G. Babis et al.			
(PTO-1449)			FILING DATE August 23, 2006	GROUP 1614		
FOREIGN PATENT DOCUMENTS						
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes -Number & Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation
/S.K./	B1	DE 19841615	3/16/2000	Mueller	Abstract	Yes
/S.K./	B2	DE 2212148	9/28/1972	GEN FOODS CORP	Abstract	No
/S.K./	B3	DE 3931147	3/28/1991	SOLONG NATURAL LTD	Abstract	
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/S.K./	B5	JP 410025247	1/27/1998	ASAHI BREWERIES LTD	Abstract	
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/S.K./	B9	JP 6312924	11/8/1994	Asahi Breweries Ltd	Abstract	
/S.K./	B10	JP 363211219	9/2/1988	TAIYO KORYO KK	Abstract	
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OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)						
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
/S.K./		See sheet Nos. 4-5				
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OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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/S.K./	C1	"Information on arthrotrimtm product", downloaded from Internet 8/30/02.
/S.K./	C2	"Information on Zyflamend and Zyflamend PM", downloaded from Internet 8/30/02.
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/S.K./	C58	Yamamoto, FEBS Letters 465:103-106 (2000)	
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